

**IN THE UNITED STATES DISTRICT COURT
DISTRICT OF SOUTH CAROLINA**

Brian W. Pennick; Christine L. Pennick,)	
)	
Plaintiff,)	Civil Action No. 2:14-144-RMG
)	
vs.)	
)	
Wells Fargo Bank, N.A., et al.,)	
)	ORDER
Defendant.)	
)	
)	
)	

This matter comes before the Court on a Report and Recommendation (“R & R”) from the Magistrate Judge recommending that this action be dismissed without prejudice because of a failure to prosecute. (Dkt. No. 37). Plaintiffs were advised that any written objections to the R & R must be made within 14 days of the service of the R & R. (*Id.* at 3). Plaintiffs were further advised that in the absence of timely written objections this Court would provide limited “clear error” review and Plaintiffs would waive their right to appeal the judgment of the District Court. (*Id.*). No timely written objections were made.

The Court has reviewed the R & R, the full administrative record in this matter and the relevant legal authorities. The Court finds that the Magistrate Judge ably and properly summarized the factual and legal issues and appropriately recommended that the action should be dismissed for lack of prosecution. Therefore, the Court adopts the R & R as the order of this Court and hereby dismisses this action without prejudice.

AND IT IS SO ORDERED.

A handwritten signature in black ink, appearing to read 'R. Gergel', written over a horizontal line.

Richard Mark Gergel
United States District Court

Charleston, South Carolina
September 24, 2014